



Docket No. 48940-A-PCT-US/JPW/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John Loike and Samuel C. Silverstein
Serial No.: 09/177,843 Group Art Unit: 1642
Filed : October 22, 1998 Examiner: G. Bansal
For : METHOD OF TREATING A MALIGNANT TUMOR BY PROMOTING
INGRESS OF LEUKOCYTES INTO TUMOR FOCI

1185 Avenue of the Americas
New York, New York 10036
November 4, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231
BOX AF

SIR:

**NOTICE OF APPEAL FROM THE EXAMINER'S
DECISION TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES AND REQUEST FOR A THREE-MONTH EXTENSION OF TIME**

Applicants hereby appeal to the Board from the decision of the Examiner mailed May 2, 2002 finally rejecting pending claims 27-39 in connection with the above-identified application.

Applicants also hereby request a three-month extension of time for filing a response to the May 2, 2002 Final Office Action. A response to the Final Office Action was originally due August 2, 2002. The fee for a three-month extension of time is FOUR HUNDRED AND SIXTY DOLLARS (\$460.00) for a small entity. The required fee for filing a Notice of Appeal under 37 C.F.R. §1.17(e) is ONE HUNDRED AND SIXTY DOLLARS (\$160.00) for a small entity. Applicants enclose herewith a check for \$620.00, which amount includes the \$460.00 extension fee and \$160.00 Notice of Appeal fee. A response to the May 2, 2002 Final Office Action is now due November 2, 2002. However, since November 2, 2002 falls on a Saturday, a response filed Monday, November 4, 2002, is to be considered timely. Accordingly, this Notice of Appeal is being timely filed.

11/14/2002 SLUAM61 00000025 09177843

01 FC:2253
02 FC:2401

460.00 OP
160.00 OP

RECEIVED
NOV 1 9 2002
TECH CENTER 160022300

20
16P
12/13/02


Applicants: John Loike and Samuel C. Silverstein
Serial No.: 09/177,843
Filed: October 22, 1998
Page 2

No fee, other than the enclosed \$620.00 sum, is deemed necessary. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Alan J. Morrison
Registration No. 37,399
Attorneys for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231	
 Alan J. Morrison Reg. No. 37,399	<u>11/4/02</u> Date